



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

December 19, 2005

VIA FIRST CLASS MAIL

Jan Alan Neiger
Associate General Counsel
Office of General Counsel
University of Cincinnati
P.O. Box 210623
Cincinnati, OH 45221-0623

RE: MUR 5550
University of Cincinnati

Dear Mr. Neiger:

On November 23, 2004, the University of Cincinnati (the "University") was notified that the Federal Election Commission received an amendment to a complaint indicating that the University may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). In your response of December 10, 2004, you stated that the University did not violate 2 U.S.C. §441(b) and that the student groups sponsoring Mr. Moore's appearance on the University's campus "made every effort to define the boundaries of acceptable speech to Mr. Moore's management and agent prior to the engagement."

As part of the Commission's analysis of this matter, we are willing to consider any additional information you may choose to submit on a voluntary basis to clarify the information conveyed to Mr. Moore regarding the "boundaries of acceptable speech" and, by way of analogy, demonstrate if these efforts would meet the criteria for candidate appearances set forth at 11 C.F.R. § 110.12(b)(1)-(2). To the extent that you choose to provide any additional information, your response should be submitted to this Office by January 13, 2006. If we do not receive any additional information by this date, we are prepared to proceed with this matter based on the available information.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Lynn Y. Tran".

Lynn Y. Tran
Attorney

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